

Message Text

UNCLASSIFIED

PAGE 01 USUN N 02207 312256Z
ACTION IO-14

INFO OCT-01 AF-10 ISO-00 L-03 CPR-01 /029 W
-----029391 011053Z /12

R 312256Z MAY 78
FM USMISSION USUN NEW YORK
TO SECSTATE WASHDC 1693
INFO AMEMBASSY BRAZZAVILLE

UNCLAS USUN NEW YORK 02207

E.O. 11652 N/A
TAGS: PDIP, CF
SUBJECT: COURT OF APPEALS DECISION IN CASE OF GRAY VS CONGO
MISSION

REF: USUN 861 AND PREVIOUS

1. WE HAVE OBTAINED FROM GORDON GRAY COPY OF DECISION DATED
MAY 15, 1978 BY US COURT OF APPEALS FOR SECOND CIRCUIT IN
CASE OF GRAY VS CONGO MISSION.

2. IN ITS DECISION, APPEALS COURT AFFIRMED OPINION OF
JUDGE TENNEY DENYING MOTION TO PLAINTIFF TO REMAND TO STATE
COURT AND GRANTING DEFENDANT'S MOTION TO VACATE STATE
DEFAULT JUDGMENT AND DISMISS COMPLAINT.

3. IN A NOTE SENT USUN, GRAY STATES HE WOULD APPRECIATE
ANY ADVICE AS TO WHAT DEPT OF STATE MIGHT WISH TO DO NOW
THAT THERE IS NO PENDING LITIGATION. HE STATES HE IS
PREPARED TO START FORECLOSURE AGAIN USING PROPER PROCEDURE
IF DEPT FEELS THIS IS BEST COURSE OF ACTION.

4. COPY OF GRAY'S NOTE AND COURT DECISION HAVE BEEN
POUCHED IO/UNP, LOUIS R. HAGE, AND AMEMBASSY BRAZZAVILLE.

5. DEPT'S COMMENTS WOULD BE APPRECIATED. YOUNG
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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: DISPUTE SETTLEMENT, REAL PROPERTY ACQUISITION, DIPLOMATIC MISSIONS, COURT DECISIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 31 may 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 jan 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Drafter: n/a
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Expiration:
Film Number: D780229-0192
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From: USUN NEW YORK
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Review Content Flags:
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Review Markings:
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